

I disagree with and oppose the FCC's conclusion that CALEA should be extended to include packet-based and VoIP communications, for these reasons:

1. The cost of compliance will be borne by the taxpayer, no matter who is nominally charged with paying the immediate costs of compliance.
2. The constitutionality of this issue is under current review.
3. Those communications that the FCC has suggested are not within CALEA's reach (e.g., peer-to-peer and unmediated VoIP) will be transmitted via the same equipment as communications that are "legitimately" subject to interception. There is no entity that can be trusted to separate these two types of communications.
4. Communications from persons other than the intended subject(s) of surveillance will be transmitted via the same network equipment as communications of persons that are "legitimately" subject to interception. There is no entity that can be trusted to separate these two types of communications.